RFA 33 of 2001.

12.8.2008 Present: **Mr. Bhupinder Gupta, Sr. Advocate, with Mr. Janesh Gupta, counsel for the appellant.**

Mr. G.D.Verma, Sr. Advocate, with Mr. B.C.Verma, counsel for the respondent.

Heard learned counsel for the parties. This matter is remanded to the learned trial Court, that is Additional District Judge, Solan for the reason that a reading of the judgment shows that besides reproducing the evidence on behalf of the parties, there are no clear and cogent findings on the points urged by learned counsel appearing for the parties. Without going into the respective merits and converting this appeal into a retrial, the matter is remanded to the learned Additional District Judge, Solan with the directions that the case shall be reheard on the evidence on record already and decided on or before 30.11.2008. Parties to appear before the learned Additional District Judge, Solan on 1.9.2008. Records be sent immediately so as to reach there on or before that date. There shall be no order as to costs.

August 12, 2008 (PC). (Dev Darshan Sud), J.